



MINUTES OF THE COMMON COUNCIL

TUESDAY, DECEMBER 5, 2017, 7:00 P.M.

COUNCIL CHAMBERS

ROOM 203, CITY HALL

Roll call: Mayor James J. Schmitt, City Clerk Kris A. Teske, City Attorney Vanessa Chavez. Alderpersons: B. Dorff, A. Nicholson, W. Galvin, D. Nennig, J. Moore, R. Scannell, C. Wery, G. Zima, M. Steuer, J. Vander Leest, T. Sladek. Excused: T. DeWane, however he did arrive at 8:03 P.M.

Pledge of Allegiance.

The Mayor led the invocation.

Moved by Ald. Nicholson, seconded by Ald. Dorff to approve the minutes of the November 14, 2017, meeting. Motion carried.

Moved by Ald. Sladek, seconded by Ald. Scannell to approve the agenda. Motion carried.

REPORT BY THE MAYOR

The Mayor thanked the Park Department and everyone for the tribute to Park, Recreation & Forestry Director Dawne Cramer who passed away recently.

ANNOUNCEMENTS

The Clerk again reminded everyone that they can now circulate nomination papers. Paperwork can be found at <http://elections.wi.gov> or in the City Clerk's Office.

APPOINTMENT

PUBLIC ARTS COMMISSION

Tiffany Bowles, Term expires September 1, 2018

Moved by Ald. Nicholson, seconded by Ald. Nennig to confirm the appointment. Motion carried.

PETITIONS & COMMUNICATIONS

FINANCE COMMITTEE

Regarding the Hotel Northland audit being conducted by the Receiver, request by Ald. Moore that copies of the audit be given to each Council and Redevelopment Authority member, and a summary of public funds used be presented to the Finance Committee by receiver or appointee of the receiver which would exclude any City staff member.

INSPECTION DEPARTMENT

Request by Ald. Steuer that the owner of a property who desires to construct a fence on their property needs to have a certified survey of their property before beginning construction.

PROTECTION & WELFARE COMMITTEE

Application for a Class "A" Beer License by Oneida Nation at 2597 W. Mason Street. (Formerly Grand Central Station)

Application for a Class "B" Beer License by Marcus Cinemas of Wisconsin, LLC at 1000 Kepler Drive.

Request by Chief Smith, to refer to the Protection and Welfare Committee the communication to conduct prehearings pursuant to Green Bay Municipal Code 33.07(4) for the alleged liquor law violations.

Request by Ald. Wery to utilize a new or existing littering ordinance to address ongoing issues with "free" newspapers.

REDEVELOPMENT AUTHORITY

Request by Ald. Zima, on behalf of David Bartikofsky, that the City consider constructing a set of decorative metal arches identifying the dual entrances of the historic area of the Broadway Business District.

Moved by Ald. Sladek, seconded by Ald. Steuer to refer the petitions and communications to the appropriate Committee or Commission. Motion carried.

REPORTS FOR COUNCIL ACTION

REPORT OF THE GREEN BAY PLAN COMMISSION December 5, 2017

The Green Bay Plan Commission, having met on Monday, November 13, 2017, considered all matters on its agenda and wishes to report and recommend the following:

1. To authorize a Conditional Use Permit (CUP) for a rooming & boarding home within an Office/Residential (OR) District located at 311 South Jefferson Street, subject to:
 - a. A maximum capacity of 10 individual residents within the rooming & boarding house. Any increase in residents will require Plan Commission and Common Council approval.
 - b. If the rooming & boarding house facility use at 311 South Jefferson Street is discontinued, the operation is dissolved, or if the Transformation House no longer operates/manages the facility, the use shall terminate immediately. The use/operation shall not be renewed or reestablished without the Plan Commission and City Council review and approval.
 - c. At the discretion of the Common Council, Plan Commission, or the Planning Director a review may be required by the Plan Commission and Common Council to ensure compliance with this conditional use permit and identify any areas of concerns with the rooming & boarding house but not limited to:
 - Police calls and other documented safety concerns.
 - Inadequate facilities.
 - d. A mandatory background check for all residents is required. Sex offenders required to register under §301.45, Wis. Stats., are prohibited from any stay at the facility.
 - e. Conformance with the submitted operating plan submitted by the applicant.
 - f. Compliance with all other regulations of the Green Bay Municipal Code.
 - g. A site plan be reviewed and approved by the Community Development Review Team (CDRT).
2. To amend the I43 Business Center Protective Covenants by changing the land use designation of 926 Erie Road (Tax Parcel: 21-171), 1024 Erie Road (Tax Parcel: 21-171-4) and 1038 Erie Road (Tax Parcel: 21-171-1), from Exclusive Office-Entertainment (O-e) to Light Manufacturing (M).
3. To extend a previously approved Conditional Use Permit (CUP) to construct a pool and pool features, located at 3065 Sitka Street, for a period of one year.
4. To approve a drainage easement discontinuance for parcels located along Moraine Way.

Moved by Ald. Nennig, seconded by Ald. Scannell to adopt the report with the exception of Item #1. Motion carried.

Moved by Ald. Moore, seconded by Ald. Wery to adopt Item #1.

Moved by Ald. Scannell, seconded by Ald. Dorff to hold Item #1 and the accompanying resolution until December 19. Motion carried.

REPORT OF THE GREEN BAY PLAN COMMISSION

December 5, 2017

The Green Bay Plan Commission, having met on Monday, November 27, 2017, considered all matters on its agenda and wishes to report and recommend the following:

1. To refer to staff a request of Ald. Tom De Wane to change any ordinance that pertains to putting in trailways on their property.
2. To refer to staff a request of Ald. Tom De Wane to discuss with possible action the sidewalk ordinance.
3. To amend the City of Green Bay Smart Growth 2022 Comprehensive Plan by amending the future land use map for properties located at 1335 thru 1369 East Mason Street and 526 South Baird Street from Medium Intensity Retail Office Housing (MIROH) to Commercial (C).
4. To authorize a Conditional Use Permit (CUP) for a two-family home within a Low Density Residential (R1) District located at 604 Augusta Street, subject to:
 - a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit.
 - b. Removal of the eastern most nonconforming driveway and return the area to green space.
 - c. A site plan is submitted that delineates compliant parking with Chapter 13-600 and 13-1700, Green Bay Zoning Code.
 - d. Compliance with the applicable Uniform Dwelling Code (UDC) building requirements to convert the structure to a two family dwelling.
5. To authorize a Conditional Use Permit (CUP) for a two-family home within a Low Density Residential (R1) District located at 1299 Stuart Street, subject to:
 - a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit and standard site plan review/approval.
 - b. Compliance with the applicable Uniform Dwelling Code (UDC) building requirements to convert the structure to a two family dwelling.
6. To vacate an unimproved portion of Radisson Street between North Webster Avenue and St. George Street. Approval of the request, subject to the following conditions:
 - a. The owner of parcel 20-604 shall assume ownership and maintenance responsibilities of existing sanitary sewer within the vacated area and extension thereof to manhole near centerline of St. George Street.
 - b. A 20 ft. wide easement shall be retained centered on the existing storm sewer.

- c. Wisconsin Public Service shall be granted an easement for the area covering their gas main on the property.

7. To approve a Plat of Right-of-Way and Map Amendment for North Webster Avenue.

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the report with the exception of Item #3. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Wery to adopt Item #3.

Moved by Ald. Dorff, seconded by Ald. Nennig to suspend the rules to allow interested parties to speak. Motion carried.

Dan Goben, owner of Dan Goben Cars & Trucks, talked about his plans.

Moved by Ald. Scannell, seconded by Ald. Dorff to return to the regular order of business. Motion carried.

A roll call vote was then taken on the motion to adopt Item #3.

Roll call: Ayes: Dorff, Nicholson, Nennig, Moore, Scannell, Wery, Zima, Vander Leest, Sladek. Noes: Galvin, Steuer. Motion carried.

REPORT OF THE GREEN BAY REDEVELOPMENT AUTHORITY December 5, 2017

The Green Bay Redevelopment Authority, having met on Thursday, November 30, 2017, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve Term Sheet with TWG Development, LLC for the Broadway Lofts (RailYard) Project at 420 N. Broadway (Parcels 5-1756), subject to minor legal and technical revisions.

Moved by Ald. Scannell, seconded by Ald. Galvin to adopt the report.

Moved by Ald. Zima, seconded by Ald. Moore to suspend the rules to allow interested parties to speak. Motion carried.

Adrian Trudell, 1813 Eleventh Avenue, spoke against this project.

Janet Angus, 1403 Shirley Street, stated that she thinks they are building a housing project and had thought they were going to do more upscale housing.

David VanderLeest, 146 Alpine Drive, spoke against this project and feels it is a blank check for cleanup.

Jim Sanderson, 417 Cambridge Street, stated that he didn't think it was a good fit, not enough green space.

Moved by Ald. Scannell, seconded by Ald. Steuer to return to the regular order of business. Motion carried.

Moved by Ald. Zima, seconded by Ald. DeWane for discussion to refer back to the Authority.

Roll call: Ayes: DeWane, Nicholson, Wery, Zima, Vander Leest. Noes: Dorff, Galvin, Nennig, Moore, Scannell, Steuer, Sladek. Motion failed.

A roll call vote was then taken on the motion to adopt the report.

Roll call: Ayes: Dorff, DeWane, Galvin, Nennig, Moore, Scannell, Steuer, Sladek.

Noes: Nicholson, Wery, Zima, VanderLeest. Motion carried.

**REPORT OF THE
TRAFFIC, BICYCLE, AND PEDESTRIAN COMMISSION
December 5, 2017**

The Traffic, Bicycle, and Pedestrian Commission, having met on Monday, November 20, 2017, considered all matters on its agenda and wishes to report and recommend the following:

1. To receive and place on file the request for “Children at Play” signs on Beech Tree Drive, south of Ninth Street down the hill because of the number of small children on the block.
2. To establish and adopt by ordinance a 2-HOUR 7 AM TO 4 PM SCHOOL DAYS parking zone on both sides of Spence Street from a point 350 feet south of Tilkens Street to Tilkens Street.
3. To remove the NO PARKING zone on the south side of Elm Street from a point 191 feet west of Monroe Avenue to Monroe Avenue.
4. To remove the NO PARKING zone on both sides of the alley bounded by CityDeck, Cherry Street, Washington Street, and Pine Street.
5. To establish and adopt by ordinance a NO STOPPING OR STANDING zone on both sides of the alley bounded by CityDeck, Cherry Street, Washington Street, and Pine Street.
6. To remove the NO STOPPING OR STANDING EXCEPT 1-HOUR MONDAY THROUGH FRIDAY 7 AM TO 3 PM zone on the north side of Cherry Street from a point 125 feet west of Washington Street to a point 100 feet west of Washington Street.
7. To establish and adopt by ordinance a metered zone on the north side of Cherry Street (1 stall) just east of the alley between Washington Street and CityDeck.
8. To remove the NO PARKING 15 MINUTE LOADING ONLY zone on the south side of Pine Street from a point 50 feet east of Adams Street to a point 60 feet west of Jefferson Street.
9. To establish and adopt by ordinance a NO PARKING 15 MINUTE LOADING ONLY zone on the south side of Pine Street from a point 170 feet east of Adams Street to a point 60 feet west of Jefferson Street.

10. To establish and adopt by ordinance a metered zone on the south side of Pine Street (5 stalls) from Adams Street to the alley between Adams Street and Jefferson Street.
11. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the west side of Fisk Street from a point 120 feet south of Mason Street to a point 80 feet north of Sixth Street.
12. To establish and adopt by ordinance a 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the west side of Fisk Street from a point 80 feet north of Sixth Street to a point 570 feet north of Sixth Street.
13. To establish and adopt by ordinance a NO PARKING zone on the west side of Fisk Street from a point 570 feet north of Sixth Street to a point 680 feet north of Sixth Street.
14. To establish and adopt by ordinance 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the west side of Fisk Street from a point 680 feet north of Sixth Street to a point 120 feet south of Mason Street.

Moved by Ald. DeWane, seconded by Ald. Scannell to adopt the report. Motion carried.

REPORT OF THE IMPROVEMENT AND SERVICE COMMITTEE December 5, 2017

The Improvement and Service Committee, having met on November 29, 2017, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve the request by Paul Neja for three (3) additional overnight parking exemptions for the remainder of 2017 and ten (10) additional overnight parking exemptions for 2018 at 1064 Roscoe Street.
2. To approve the request by Patrick Enderlin to rescind the special collection charge of \$70 at 430 S. Jefferson Street.
3. To direct staff to perform a complete inspection of the dike, prepare a list of maintenance items to be completed, implement repairs in 2018, and plan for regular scheduled inspection/maintenance activities in future years.
4. To place on hold until the next Improvement & Service Committee meeting the request by Ald. Wery to consider a \$15 Wheel Tax with the following conditions:
 - Only residential assessments eliminated
 - Intent is to double the amount of road repair/replacement that the City currently plans
 - Segregated fund

5. To place on hold until the next Improvement & Service Committee meeting the request by Ald. Zima to consider providing an opening on the east and west sides of the West Mason Street Bridge to allow the possibility of a turnaround for traffic when the bridge is up for an extended period of time similar to the openings on the Main Street (Nitschke) Bridge.
6. To approve the request by Tycore Built LLC to enter into a Developer's Agreement for the construction of public infrastructure to support Pine Acres Estates Subdivision using Option 3 and authorize the Mayor and Clerk to execute the Agreement.
7. To conditionally approve the request by Apple Tree, LLC to dedicate to the City of Green Bay the infrastructure improvements in Preserve 3 Subdivision.
8. To approve to award the contract SEWERS 7-17 to the low responsive bidder, Advance Construction, in the amount of \$267,959.04.
9. To approve the plat of right-of-way at North Webster Avenue from University Avenue to Radisson Street – Project I.D. 4987-02-64 (REVISED).
10. To approve the application for an Underground Sprinkler System License by Wolfraths Landscaping, LLC.
11. To receive and place on file the sidewalk order at 514 Fourteenth Avenue as a scrivener's error.

Moved by Ald. Scannell, seconded by Ald. Galvin to adopt the report. Motion carried.

PROTECTION & WELFARE COMMITTEE REPORT

December 5, 2017

The Protection & Welfare Committee, having met on Monday, November 27, 2017 considered all matters on the agenda and wishes to report and recommend the following:

1. To approve an appeal by Robert Hudson to the denial of his permit for a third dog. (Ald. Scannell, Ald. Dorff, Ald. Zima voted yes; Ald. Galvin voted no)
2. To refer to staff to investigate how to streamline the permitting process, possibly with help of the Clerk's Office with the intake/completion of the applications.
3. To approve an application for a Class "B" Beer License by Ruben Rodriguez at 1638 University Ave., with the approval of the proper authorities.
4. To approve the Intergovernmental Agreement between the City of Green Bay and the Town of Scott regarding the property expansion to Holy Cross Church.

5. To receive and place on file the summary review of ordinance 6.15 regarding special events.
6. To approve the draft ordinance relating to the prohibition of animals at special events with exception as presented by staff.
7. To approve the proactive approach as presented by staff with the primary focus for the eradication of rats and a secondary focus for the noticeable health and safety concerns. (Ald. Scannell and Ald. Dorff voted yes; Ald. Zima abstained; Ald. Galvin not present for vote)
8. To receive and place on file a report from the Green Bay Police Department regarding compliance check violations.
9. To receive and place on file informational training by the City Attorney's Office regarding prehearings under Green Bay Municipal Code 33.07 (4).

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the report. Motion carried.

REPORT OF THE PROTECTION AND WELFARE COMMITTEE GRANTING OPERATOR LICENSES

December 5, 2017

The Protection and Welfare Committee wishes to request that the following applications for Operator Licenses be granted.

Stipulations placed on licenses shall continue to be in effect.

OPERATOR LICENSES

Balza, Emily C	Meidam, Rochelle R
Basten, Craig J	Mincheski, Kelsey Jo
Bertrand, McKenna K	Mondloch, Holly MM
Burton, Shawndell T	Nicklas, Lauri A
Butler, Nathan A	Pena, Jill Rae
Campbell, Joshua S	Petersen, Caitlin M
Catron, Evan C	Process, Sara B
Clement, Rachel E	Rollin, Sherry A
Denault, Tasha M	Schneider, Autumn M
Diederich, Ronald W	Siebert, Robert J
Fogl, Michael J	Torres, Wanda A
Gellin, Keyonna R	Valle, Alondra R
Gellin, Raeleigh C	Van De Wettering, Ashlee Jo
Gonzalez, Edgar	Vandenhouten, Michael J
Hayes, Albeus L	Verhagen, Stacy L

Jerovetz, Lori J
Joas, Kathleen M
Johnson, Aspen N
Jolly, Dianna L
Kaur, Ramneet
Killian, Samuel M
Kincannon, Melissa L
Kocken, Jessica A
LaFountain, Marcel P
Lotten, Andrea E
Ludwig, Lois M
Malloy, Jeffrey Lee
Marks, Karen E
Marquardt, Tyler J
Martinuci, Tami L
McFarlane, Jamie A

Villwock, David M
Wolfgram, Carrie L

Moved by Ald. Scannell, seconded by Ald. Galvin to adopt the report. Motion carried.

RESOLUTIONS

Moved by Ald. Scannell, seconded by Ald. Dorff to suspend the rules for the purpose of adopting all of the resolutions, with the exception of the conditional-use on Jefferson Street, with one roll call vote. Motion carried.

RESOLUTION URGING CONTINUATION OF FEDERAL HISTORIC TAX CREDITS FOR COMMERCIAL PROPERTIES

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, the Federal Historic Tax Credit (HTC) program we know today was established by Congress and President Ronald Reagan to attract capital to historic rehabilitation projects which help stimulate local economies; and

WHEREAS, since the HTC was created in 1978, it has helped create over 2.4 million jobs, rehabilitated more than 42,000 buildings, and leveraged \$131.8 billion in private investment¹; and

¹ Historic Tax Credit Economic Impact Report, issued by the Historic Tax Credit Coalition, October 2017. Research and reporting is completed annually with the Rutgers Center for Urban Policy and the National Park Service in order to report the economic impact of the Historic tax Credit.

WHEREAS, recognizing the importance of this successful federal economic development incentive, more than 30 states, including Wisconsin, have enacted complementary state historic tax credit programs to help revitalize the commercial downtowns of their cities and Main Street Communities; and

WHEREAS, federal HTCs leverage four private dollars for every dollar of federal support. Studies show that these transactions have a 99 percent success rate, much higher than the real estate market as a whole; that HTC projects are catalytic, generating additional real estate investment in nearby properties that spur an area-wide revitalization cycle; and that the HTC has generated \$29.8 billion in federal tax revenues compared to \$28.2 billion in credits allocated — more than paying for itself²; and

WHEREAS, the federal HTC program, combined with the Wisconsin Historic Tax Credit, is a powerful tool that has led to the re-development of vacant and blighted buildings in Green Bay, including the Titledown Development - consisting of The Cannery Public Market and Titledown Brewing Company Roof Tap, both located at 320 N. Broadway, and T2 Accelerator located at 340 N. Broadway; Pete's Garage located at 142 N. Broadway, Green Bay YMCA located at 235 N. Jefferson Street; and others, returning these buildings to usefulness and benefitting local tax rolls; and

WHEREAS, the City Historic Preservation Commission has reviewed this matter and recommends the Common Council approve this Resolution urging continuation of the Federal Historic Tax Credit Program for Commercial Properties.

NOW, THEREFORE, BE IT RESOLVED, The Common Council of the City of Green Bay supports the Federal Historic Tax Credit program and urges the President of the United States and the United States Congress to continue the Federal Historic Tax Credit program for Commercial Properties.

BE IT FURTHER RESOLVED, The Clerk-Treasurer is authorized and directed to provide a copy of this Resolution to the President of the United States and to Senator Tammy Baldwin, Senator Ron Johnson, and Representative Mike Gallagher.

Adopted December 5, 2017

Approved December 6, 2017

² Annual Report on the Impact of the Federal Historic Tax Credit for FY 2016. Research and reporting is completed annually by the Rutgers Center for Urban Policy and the National Park Service in order to report the economic impact of the Historic tax Credit.

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

**RESOLUTION AUTHORIZING
RELEASE OF DRAINAGE EASEMENT FOR
PARCELS LOCATED ALONG MORaine WAY
(ED 17-02)**

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Easement Discontinuance 17-02 and the recommendation of the Plan Commission on November 13, 2017, the City of Green Bay does authorize the requested easement discontinuances for the following parcels located along Moraine Way:

Tax Parcel Nos. 6-2790, 6-2791

Adopted December 5, 2017

Approved December 6, 2017

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

**RESOLUTION ACCEPTING DEDICATION
OF PUBLIC IMPROVEMENTS
PRESERVE 3 SUBDIVISION
December 05, 2017**

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

WHEREAS, the Common Council on March 21, 2017, approved the request of Apple Tree GB Two, LLC, to enter into a Developer's Agreement with the City of Green Bay for construction of public infrastructure including sanitary sewer, storm sewer, water main, curb and gutter, and pavement to support the Preserve 3 subdivision;

WHEREAS, said Agreement was made by both parties on the June 30, 2017;

WHEREAS, said Agreement requires Apple Tree GB Two, LLC, upon completion of the sewer, water and street improvements, to unconditionally, and without charge to the City of Green Bay, give, grant, convey and fully dedicate the same with the exception of sanitary and storm sewer laterals and water laterals lying outside of dedicated right-of-way, to the City of Green Bay, its successors and assigns forever, free and clear of all encumbrances whatever; together with (without limitation because of enumeration) all land, structures, mains, conduits, pipes, lines, and appurtenances, together with any and all necessary easements for access thereto;

WHEREAS, Apple Tree GB Two, LLC has substantially met all of the terms of the agreement, as determined by the Director of Public Works, and has requested that the City of Green Bay accept dedication of the improvements;

WHEREAS, the Director of Public Works has reported on and recommends the acceptance and dedication of the following streets, sanitary sewer, storm sewer, and water main and laterals:

Raccoon Berry Way- Bedford Road north to a point 190 feet south of Indigo Bluff Drive
Bedford Road- Whittier Road north to a point 223 feet south of Peppergrass Drive

NOW THEREFORE, BE IT RESOLVED, that the above streets including sanitary sewer, storm sewer and water improvements be and are hereby accepted by the City of Green Bay.

Adopted December 5, 2017

Approved December 6, 2017

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
City Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

**RESOLUTION REGARDING VACATION OF PORTION OF
UNIMPROVED RIGHT-OF-WAY AT RADISSON STREET
BETWEEN NORTH WEBSTER AVENUE
AND ST. GEORGE STREET
(SV 17-01)**

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, a request has been filed with the Common Council requesting vacation of portion of unimproved right-of-way at Radisson Street between North Webster Avenue and St. George Street, as depicted on the attached map; and

WHEREAS, the public interest may require that the aforesaid street be abandoned, vacated, and discontinued; and

WHEREAS, the Plan Commission of the City of Green Bay has given approval to such abandonment, vacation, and discontinuance subject to the following conditions:

1. The owner of parcel 20-604 shall assume ownership and maintenance responsibilities of existing sanitary sewer within the vacated area and extension thereof to manhole near centerline of St. George Street.
2. A 20 ft. wide easement shall be retained centered on the existing storm sewer.
3. Wisconsin Public Service shall be granted an easement for the area covering their gas main on the property.

NOW, THEREFORE, BE IT RESOLVED that it appears to be in the public interest that a portion of unimproved right-of-way at Radisson Street between North Webster Avenue and St. George Street, be abandoned, vacated, and discontinued by the City of

Green Bay subject to the above-referenced conditions, and that a hearing be held on the abandonment, vacation, and discontinuance of the same on January 16, 2018, at 7:00 P.M. in the Council Chambers, City Hall, 100 North Jefferson Street, Green Bay, Wisconsin.

BE IT FURTHER RESOLVED that a notice of such hearing be served on the owners of the frontage of the lots and lands abutting on the portion of the street sought to be abandoned, vacated, and discontinued at least 30 days before such hearing, and that notice of such hearing be published in the official newspaper of the City of Green Bay once a week for three successive weeks before the date of hearing.

BE IT FURTHER RESOLVED that the City Attorney, upon adoption of this resolution, cause a lis pendens to be prepared and filed with the Register of Deeds for Brown County, Wisconsin, pursuant to §840.11, Wis. Stats.

Adopted December 5, 2017

Approved December 6, 2017

James J. Schmitt
Mayor

Kris A. Teske
Clerk

DESCRIPTION OF RADISSON STREET TO BE VACATED
(BETWEEN N WEBSTER AVENUE AND ST GEORGE STREET)

That part of the Radisson Street right-of-way lying northerly of and adjacent to Lots 8, 9, 10, 11 and 12, Block 100, according to the recorded plat of Businessmen's Association Second Addition, in the City of Green Bay, Brown County, Wisconsin, described as follows:

Beginning at the Northeast corner of said Lot 12, Block 100, Businessmen's Association Second Addition;

thence N63°-37'-55"W, 350.49 feet, along the North line of said Block 100, Businessmen's Association Second Addition, (also being the South line of the platted Radisson Street right-of-way) to the Easterly right-of-way line of N Webster Avenue, (being described as the Webster – Irwin Connection on the Wisconsin Department of Transportation (WDOT) right-of-way plat Project I. D. 1220 5 24, Federal Project Designation I 57-1 (16) 113);

thence N84°-27'-40"E, 85.14 feet, along said Easterly right-of-way line of said WDOT right-of-way plat Project I. D. 1220 5 24, to a point lying 45.0 feet Northerly of and parallel with said South line of the platted Radisson Street right-of-way;
thence S63°-37'-55"E, 170.00 feet, along said line lying 45.0 feet Northerly of and parallel with said South line of the platted Radisson Street right-of-way;
thence S75°-38'-29"E, 72.09 feet, to the North right-of-way line of said platted Radisson Street;
thence S63°-37'-55"E, 37.74 feet, along said North right-of-way line of the platted Radisson Street right-of-way, to a point on the Northerly extension of the West right-of-way line of St. George Street;
thence S26°-24'-06"W, 60.00 feet, along said extension of the West right-of-way line of St. George Street, to the point of beginning.

It is the intent that all of the described property to be attached to and become part of Tax Parcel Number 20-604.

Affected Parcel
20-604

Affected Parcel Owner Name & Mailing Address
J.J. Wied, LLC a Limited Liability Company
1819 St. George Street
Green Bay, WI 54302-1605

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

**RESOLUTION AUTHORIZING EXTENDING
CONDITIONAL-USE APPROVAL
AT 3065 SITKA STREET
(ZP 17-02)**

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Zoning Petition 17-02 and the recommendation of the Plan Commission on November 13, 2017, the City of Green Bay does authorize the extension

of a conditional-use permit for construction of a pool and pool features that exceed the height requirements of the Low Density Residential (R1) District located on the following described property at 3065 Sitka Street:

SE1/4 NE FRAC1/4 SEC 3 T23N R21E EX RD DES IN
J10959-09 and EX J21655-07 (Tax Parcel No. 21-52)

Said conditional-use permit shall be granted subject to:

1. Compliance with all of the regulations of the Green Bay Municipal Code not covered under the conditional-use permit, including standard site plan review and approval.
2. The submittal of stamped drawings that detail the footings and foundation for any significant structure not limited to slides, diving boards or other pool features.
3. Comments provided by the Parks Department be addressed as part of the final site plan.
4. Authorization of the extension will expire in one year from the date of approval.

Adopted December 5, 2017

Approved December 6, 2017

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

**RESOLUTION AUTHORIZING CONDITIONAL-USE
APPROVAL AT 311 SOUTH JEFFERSON STREET
(ZP 17-28)**

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Zoning Petition 17-28 and the recommendation of the Plan Commission on November 13, 2017, the City of Green Bay does authorize a conditional-use permit for a rooming and boarding home within an Office/Residential (OR) located on the following described property at 311 South Jefferson Street:

PLAT OF ASTOR S 39.7 FT OF W 105 FT OF LOT 15 BLK 23
(Tax Parcel No. 13-123)

Said conditional-use permit shall be granted subject to the following conditions:

- a. A maximum capacity of 10 individual residents within the rooming & boarding house. Any increase in residents will require Plan Commission and Common Council approval.
- b. If the rooming & boarding house facility use at 311 South Jefferson Street is discontinued, the operation is dissolved, or if the Transformation House no longer operates/manages the facility, the use shall terminate immediately. The use/operation shall not be renewed or reestablished without the Plan Commission and City Council review and approval.
- c. At the discretion of the Common Council, Plan Commission, or the Planning Director, a review may be required by the Plan Commission and Common Council to ensure compliance with this conditional use permit and identify any areas of concerns with the rooming & boarding house but not limited to:
 1. Police calls and other documented safety concerns.
 2. Inadequate facilities.
- d. A mandatory background check for all residents is required. Sex offenders required to register under §301.45, Wis. Stats., are prohibited from any stay at the facility.
- e. Conformance with the submitted operating plan submitted by the applicant.

- f. Compliance with all other regulations of the Green Bay Municipal Code.
- g. A site plan be reviewed and approved by the Community Development Review Team (CDRT).

Adopted _____

Approved _____

Mayor

Clerk

This item was previously held.

**RESOLUTION AUTHORIZING CONDITIONAL-USE
APPROVAL AT 604 AUGUSTA STREET
(ZP 17-30)**

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Zoning Petition 17-30 and the recommendation of the Plan Commission on November 27, 2017, the City of Green Bay does authorize a conditional-use permit for a two-family home within a Low Density Residential (RI) District located on the following described property at 604 Augusta Street:

ELMORES ADD TO ELMORES PARK ADD LOT 2 BLK 7
(Tax Parcel No. 18-536)

Said conditional-use permit shall be granted subject to the following conditions:

- a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit;
- b. Removal of the eastern most nonconforming driveway and return the area to green space;

c. A site plan is submitted that delineates compliant parking with Chapter 13-600 and 13-1700, Green Bay Zoning Code; and

d. Compliance with the applicable Uniform Dwelling Code (UDC) building requirements to convert the structure to a two-family dwelling.

Adopted December 5, 2017

Approved December 6, 2017

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

**RESOLUTION AUTHORIZING CONDITIONAL-USE
APPROVAL AT 1299 STUART STREET
(ZP 17-31)**

December 5, 2017

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Zoning Petition 17-31 and the recommendation of the Plan Commission on November 27, 2017, the City of Green Bay does authorize a conditional-use permit for a two-family home within a Low Density Residential (RI) District located on the following described property at 1299 Stuart Street:

PLAT OF ASTOR S 130 FT OF LOT 15 BLK 124
(Tax Parcel No. 14-1358)

Said conditional-use permit shall be granted subject to the following conditions:

a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit and standard site plan review/approval; and

b. Compliance with the applicable Uniform Dwelling Code (UDC) building requirements to convert the structure to a two-family dwelling.

Adopted December 5, 2017

Approved December 6, 2017

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the resolution.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

ORDINANCES - FIRST READING

MISCELLANEOUS ORDINANCE NO. 2-17

AN ORDINANCE ADOPTING AN AMENDMENT TO THE SMART GROWTH 2022 COMPREHENSIVE PLAN OF THE CITY OF GREEN BAY TO AMEND THE FUTURE LAND USE OF PROPERTIES GENERALLY LOCATED AT 1335 THRU 1369 EAST MASON STREET AND 526 SOUTH BAIRD STREET FROM MEDIUM INTENSITY RETAIL OFFICE HOUSING TO COMMERCIAL (CPA 17-03)

WHEREAS, pursuant to §§62.23(2) and (3), Wis. Stats., the City of Green Bay is authorized to prepare, adopt, and amend a comprehensive plan as defined in §66.1001(4)(a), Wis. Stats.; and

WHEREAS, the Common Council of the City of Green Bay has adopted written procedures (known as the Public Participation Plan for Periodic Comprehensive Plan

Amendments) designed to foster public participation in every stage of the preparation of periodic comprehensive plan amendments required by §66.1001(4)(a), Wis. Stats.; and

WHEREAS, the Plan Commission of the City of Green Bay, by a majority vote of the entire Commission recorded in its official minutes, has adopted a resolution recommending the Common Council adopt Comprehensive Plan Amendment CPA 17-03; and

WHEREAS, the City of Green Bay has held at least one public hearing on this ordinance in compliance with the requirements of §66.1001(4)(d), Wis. Stats. It is the Common Council's belief that this comprehensive plan amendment is necessary and consistent with the overall goals, policies, and other related elements of the plan.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. The Common Council has adopted the Smart Growth 2022 Comprehensive Plan for the purpose of guiding future land-use decision making, but recognizes that from time to time amendments may be necessary to reflect changes in the land use and planning needs of the community.

SECTION 2. The Common Council does hereby enact this ordinance to formally adopt Comprehensive Plan Amendment CPA 17-03 pursuant to §66.1001(4)(c), Wis. Stats. A copy of the comprehensive plan amendment is attached to this ordinance.

SECTION 3. This ordinance shall take effect upon passage by a majority of the members-elect of the Common Council and publication as required by law.

Dated at Green Bay, Wisconsin, this _____ day of _____, 2017.

APPROVED:

Mayor

ATTEST:

Clerk

Moved by Ald. Zima, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Dorff to advance the ordinance to the third reading. Motion carried.

GENERAL ORDINANCE NO. 19-17

AN ORDINANCE AMENDING SECTION 29.208, GREEN BAY MUNICIPAL CODE, RELATING TO PARKING REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING zones:

ELM STREET, south side, from a point 191 feet west of Monroe Avenue to Monroe Avenue

ALLEY, both sides, bounded by CityDeck, Cherry Street, Washington Street and Pine Street

SECTION 2. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING 15-MINUTE LOADING ONLY zone:

PINE STREET, south side, from a point 50 feet east of Adams Street to a point 60 feet west of Jefferson Street

SECTION 3. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO STOPPING OR STANDING EXCEPT 1-HOUR MONDAY THROUGH FRIDAY 7 AM TO 3 PM parking:

CHERRY STREET, north side, from a point 125 feet west of Washington Street to a point 100 feet west of Washington Street

SECTION 4. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY parking:

FISK STREET, west side, from a point 125 feet south of
Mason Street to a point 80 feet west of Sixth Street

SECTION 5. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO PARKING zones:

FISK STREET, west side, from a point 570 feet north of
Sixth Street to a point 680 feet north of Sixth Street

SECTION 6. Section 29.208, Green Bay Municipal Code, is hereby amended by establishing a NO PARKING 15-MINUTE LOADING ONLY zone:

PINE STREET, south side, from a point 170 feet east of
Adams Street to a point 60 feet west of Jefferson Street

SECTION 7. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following 2-HOUR 7 AM TO 4 PM SCHOOL DAYS parking zone:

SPENCE STREET, both sides, from a point 350 feet south
of Tilkens Street to Tilkens Street

SECTION 8. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone:

FISK STREET, west side, from a point 680 feet north of
Sixth Street to a point 120 feet south of Mason Street

SECTION 9. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO STOPPING OR STANDING zone:

ALLEY, both sides, bounded by CityDeck, Cherry Street,
Washington Street, and Pine Street

SECTION 10. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto a metered zone:

CHERRY STREET, north side, (1 stall) east of the alley
between Washington Street and CityDeck

SECTION 11. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto a metered zone:

PINE STREET, south side, (5 stalls) from Adams Street to the alley between Adams Street and Jefferson Street

SECTION 12. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 13. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this _____ day of _____, 2017.

APPROVED:

Mayor

ATTEST:

Clerk

Moved by Ald. Zima, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Dorff to advance the ordinance to the third reading. Motion carried.

PLANNING ORDINANCE NO. 08-17

**AN ORDINANCE
AMENDING THE OFFICIAL MAP OF THE**

**CITY OF GREEN BAY TO APPROVE A PLAT OF RIGHT-OF-WAY
FOR NORTH WEBSTER AVENUE
BETWEEN UNIVERSITY AVENUE AND RADISSON STREET
(ROW 17-02b)**

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS
FOLLOWS:

SECTION 1. The Official Map of the City of Green Bay, as created by Section 12.02, Green Bay Municipal Code, is hereby amended to establish the Plat of Right-of-Way required for North Webster Avenue between University Avenue and Radisson Street, as depicted on a map attached hereto and made a part of this ordinance as though fully set forth herein.

SECTION 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall not take effect until a public hearing is held thereon as provided by Section 12.03, Green Bay Municipal Code, and the adoption and publication of this ordinance.

Dated at Green Bay, Wisconsin, this _____ day of _____, 2017.

APPROVED:

Mayor

ATTEST:

Clerk

LEGAL DESCRIPTIONS FOR AMENDING
THE OFFICIAL MAP OF THE CITY OF GREEN BAY TO APPROVE A
PLAT OF RIGHT-OF-WAY FOR N. WEBSTER AVENUE FROM UNIVERSITY
AVENUE TO RADISSON STREET
PROJECT NUMBER 4987-02-64

Parcel 1

The middle 60 feet of Lots 9 & 10, Block A, according to the recorded Plat of Cleerman's Subdivision of part of Lots 7 & 8, Whitney's 2nd Addition to City of Green Bay, in the City of

Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-692.

And

The southerly Sixty and Twenty--six one hundredths (60.26) feet of Lots 9 & 10, Block A, according to the recorded Plat of Cleerman's Subdivision of part of Lots 7 & 8, Whitney's 2nd Addition to City of Green Bay, in the City of Green Bay, east side of Fox River, Brown County, Wisconsin, EXCEPT the southernmost 27 feet thereof used for street purposes.

Tax parcel number 7-693.

Parcel 2

The North Forty-nine (49) feet of Lots Eleven (11) and Twelve (12). Block Six (6), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 7-51.

Parcel 3

The South 74 feet of Lot 1, Block Six (6), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 7-38.

Parcel 4

The North One-half (1/2) of Lot One (1), Block Thirteen (13), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 7-230.

Parcel 5

The South 104 feet of Lot 12, Block 28, according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 7-341-B

Parcel 6

Lots Eleven (11) and Twelve (12), Block Twenty-eight (28), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin, EXCEPTING therefrom the South 104 feet thereof.

Tax parcel number 7-341.

Parcel 7

The South 53 feet of Lots One (1) and Two (2), Block Thirty-nine (39), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 20-26.

Parcel 8

North 53 feet of South 106 feet of Lots One (1) and Two (2), Block 39, according to the recorded Plat of Eastman's Addition, in the City of Green Bay, Brown County, Wisconsin.

Tax parcel number 20-24.

Parcel 9

Lot One (1), Block Forty six (46), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 20-74.

Parcel 10

The North One-Third (N 1/3) of Lots One (1) and Two (2). Block Twenty-eight (28), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 7-330.

Parcel 11

The North 51 feet of Lots Eleven (11) and Twelve (12). Block 39, according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of the Fox River, Brown County, Wisconsin.

Tax parcel number 7-471.

Parcel 12

The North Sixty (60) feet of Lots Nine (9) and Ten (10), Block "A", according to the recorded Plat of Cleerman's Subdivision of part of Lots 7 & 8, Whitney's 2nd Addition to City of Green Bay, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-691.

Parcel 13

Lot Eight (8), Block "A", according to the recorded Plat of Cleerman's Subdivision in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-690.

Parcel 14

The Southerly One Hundred Two (102) feet of Lot Twelve (12), Block Thirteen (13), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-240.

Parcel 15

The North Fifty-seven (57) feet of Lot Twelve (12), Block Thirteen (13), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown

County, Wisconsin.

Tax Parcel Number: 7-241.

Parcel 16

The South One-half (1/2) of Lot One (1), Block Thirteen (13), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-230-A.

Parcel 17

Middle One-third (1/3) of Lots One (1) and Two (2), Block Twenty-eight (28) according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-331.

Parcel 18

The South 56 feet of Lots 11 and 12, Block 39, according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-469.

Parcel 19

The South Fifty-Two (52) feet of the North One Hundred-Three (103) feet of Lots Eleven (11) and Twelve (12), Block Thirty-nine (39), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-470.

Parcel 20

Lots One (1) and Two (2), Block Thirty-nine (39), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin, Except the Southerly 106 feet thereof.

Tax Parcel Number: 20-25.

Parcel 21

Lot Twelve (12), Block Forty-six (46), according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 20-85.

Parcel 22

Lot Twelve (12), Block Fifty-nine (59) according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 20-165.

Parcel 23

Lot One (1), Block Fifty-nine (59) and one-half (1/2) of the vacated Alley lying Southerly thereof and adjacent to, according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 20-154.

Parcel 24

Lot 2, Block 66, according to the recorded Plat of Eastman's Addition, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin, except that part described in Volume 1110 Records 141.

Tax Parcel Number: 20-255.

Parcel 30

Part of Lots 10 and 11, Block B; and part of Lot 6, Block C; and part of the vacated Elm Street right-of-way lying Southerly of Block B and Northerly of Block C; and part of the vacated Alley lying Southerly of Lot 10, Block B and Northerly of Lot 11, Block B; all located in J. H. Elmore's Subdivision of Lot 9 and part of Lot 10, Whitney's Addition to Green Bay, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-596.

Parcel 31

Lot 11, Block A, J. H. Elmore's Subdivision of Lot 9 and part of Lot 10, Whitney's Addition to Green Bay, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin, excepting the Northerly 60 feet thereof.

Tax Parcel Number: 7-582.

Parcel 32

The Northerly 60 feet of Lot 11, Block A, J. H. Elmore's Subdivision of Lot 9 and part of Lot 10, Whitney's Addition to Green Bay, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-582-A.

Parcel 33

The Southerly 83.8 feet of the Northerly 148.8 feet of Lot 10, Block A, J. H. Elmore's Subdivision of Lot 9 and part of Lot 10, Whitney's Addition to Green Bay, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-580.

and

The Northerly 65 feet of Lot 10, Block A, J. H. Elmore's Subdivision of Lot 9 and part of Lot 10,

Whitney's Addition to Green Bay, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-580-A.

and

The Southerly 53 feet of Lot 10, Block A, J. H. Elmore's Subdivision of Lot 9 and part of Lot 10, Whitney's Addition to Green Bay, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-581.

Parcel 34

Part of Lot 1, Brown County Certified Survey Map Number 2213, as filed in Volume 10 of Certified Survey Maps, Page 75, (being part of Lots 7 and 8, Block 32, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-431.

Parcel 35

Part of Lot 3, Brown County Certified Survey Map Number 2213, as filed in Volume 10 of Certified Survey Maps, Page 75, (being part of Lots 7, 8 and 9, Block 32, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-432-1.

Parcel 36

Part of the Southerly 53 feet of Lots 5 and 6, Block 32, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-430.

Parcel 37

Part of Lot 4 and the Northerly 106 feet of Lots 5 and 6, Block 32, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-429.

Parcel 38

Part of the Southerly 104 feet of Lot 7, Block 14, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-251.

Parcel 39

Part of Lot 8, Whitney's Addition, City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-741.

Parcel 40

Part of Lot 7, Block A according to the recorded Plat of Cleerman's Subdivision of part of Lots 7 & 8, Whitney's Addition to City of Green Bay, in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 7-689.

Parcel 41

Part of the Westerly 36 feet of the Southerly 110 feet of Lot 12, Block 6, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-50.

Parcel 42

Part of the Westerly 18 feet of the Southerly 110 feet of Lot 11, and the Easterly 19 Feet of the Southerly 110 feet of Lot 12, Block 6, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-49.

Parcel 43

Part of the Northerly 85 feet of Lot 1, Block 6, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-37.

Parcel 44

Part of Lot 2, Block 6, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-39.

Parcel 45

Part of Lot 11, Block 13, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-239.

Parcel 46

Part of Lot 2, Block 13, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 7-231.

Parcel 47

Part of the Southerly 52 feet of Lots 1 and 2, Block 28, Eastman's Addition, all located in the

City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-332.

Parcel 48

Part of Lot 11, Block 46, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 20-84.

Parcel 49

Part of Lot 2, Block 46, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 20-75.

Parcel 50

Part of the Northerly 55 feet of Lots 7 and 8, Block 14, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-250.

Parcel 51

Part of the Southerly One-half ($\frac{1}{2}$) of Lot 6, and the Easterly 13 feet of the Southerly 79.5 feet of Lot 5, Block 14, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-249.

Parcel 52

Part of the Northerly 79.5 feet of Lot 6, and the Northerly 79.5 feet of the Easterly 13 feet, of Lot 5, Block 14, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-248.

Parcel 53

Part of Lot 7, Block 27, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-324.

Parcel 54

Part of the Southerly 60 feet of Lots 5 and 6, Block 27, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-323.

Parcel 55

Part of the Northerly 49 feet of the Southerly 109 feet of Lots 5 and 6, Block 27, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-323-A.

Parcel 56

Part of the Northerly 50 feet of Lot 6, Block 27, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-322.

Parcel 57

Part of the Southerly One-third (1/3) of Lots 7, 8 and 9, Block 38, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-461.

Parcel 58

Part of the Middle One-third (1/3) of Lots 7, 8 and 9, Block 38, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-460.

Parcel 59

Part of the Northerly One-third (1/3) of Lots 7, 8 and 9, Block 38, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 7-459.

Parcel 60

Part of the Southerly 53 feet of Lots 4, 5, and 6, Block 38, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 20-23-A.

Parcel 61

Part of the Northerly 53 feet of Lot 6, and the Northerly 53 feet of the Easterly 43 feet of Lot 5, Block 38, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax parcel Number: 20-22-A.

Parcel 62

Part of Lot 2, Brown County Certified Survey Map Number 1468, as filed in Volume 6 of Certified Survey Maps, Page 87, (being part of Lots 7 and 8, Block 47, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.
Tax Parcel Number: 20-92.

Parcel 63

Part of Lot 1, Brown County Certified Survey Map Number 1468, as filed in Volume 6 of Certified Survey Maps, Page 87, (being part of Lots 7 and 8, Block 47, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 20-93.

Parcel 64

Part of the Southerly 65 feet of Lots 5 and 6, Block 47, Eastman's Addition; and Part of the Southerly 53.31 feet of Lot 2, Brown County Certified Survey Map Number 1383, as filed in Volume 5 of Certified Survey Maps, Page 215, (being part of Lots 1, 2, 3 and 4, Block 47, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 20-91.

Parcel 65

Part of the Northerly 94 feet of Lots 5 and 6, Block 47, Eastman's Addition; all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 20-90.

Parcel 66

Part of Lot 12, Block 66, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin, except that part described in Volume 1115 of Records, Page 130.

Tax parcel Number: 20-265.

Parcel 67

Part of Lot 11, Block 66, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 20-264.

Parcel 68

Part of Lot 10, Block 66, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax parcel Number: 20-263.

Parcel 69

Part of Lot 1, Block 66, Eastman's Addition, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin, except that part previously conveyed for street purposes.

Tax parcel Number: 20-254.

Parcel 70

Part of Lots 9 and 10, Block 79, Eastman's Addition, and part of the vacated Alley lying Northerly of said Lot 9, Block 79, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Part of Tax parcel Number: 20-351.

Parcel 71

Part of Lot 1, Brown County Certified Survey Map Number 6753, as filed in Volume 45 of Certified Survey Maps, Page 161, (being part of Lots 4 and 5, and all of Lot 6, Block 79, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 20-349.

Parcel 72

Part of Lot 1, Brown County Certified Survey Map Number 5099, as filed in Volume 33 of Certified Survey Maps, Page 136, (being part of Lot 7, Block 86; and part of the vacated Clay Street right-of-way between Blocks 85 and 86, Eastman's Addition), all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Tax Parcel Number: 20-452-2.

Parcel 73

Part of Lot 7, Block 58, Eastman's Addition, and part of the vacated Alley lying Northerly of said Lot 7, Block 58, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Part of Tax parcel Number: 20-148.

Parcel 74

Part of Lots 3, 4, 5 and 6, Block 58, Eastman's Addition, and part of the vacated Alley lying Southerly of said Lots 3, 4, 5 and 6, Block 58, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Part of Tax parcel Number: 20-144.

Parcel 75

Part of Lot 7, Block 67, Eastman's Addition, and part of the vacated Alley lying Northerly of said Lot 7, Block 67, all located in the City of Green Bay, East side of Fox River, Brown County, Wisconsin.

Part of Tax parcel Number: 20-272.

Ald. Moore disclosed that he has property noted on this plat, but feels he can still vote.

Moved by Ald. Zima, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Dorff to advance the ordinance to the third reading. Motion carried.

ZONING ORDINANCE NO. 14-17

AN ORDINANCE AMENDING ZONING ORDINANCE NUMBER 1-91 TO CHANGE THE LAND USE DESIGNATION FOR PROPERTY LOCATED AT 926, 1024 AND 1038 ERIE ROAD FROM EXCLUSIVE OFFICE-ENTERTAINMENT TO LIGHT MANUFACTURING (ZP 17-29)

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Zoning Ordinance No. 1-91, adopted February 18, 1991, is hereby amended to change the land use designation for the following described properties at 926 Erie Road, 1024 Erie Road and 1038 Erie Road from Exclusive Office – Entertainment (O-e) to Light Manufacturing (M):

926 Erie Road

SE 1/4 NE 1/4 S11 T23N R21E EX S 117 FT OF E 200 FT & EX 956 R 360
2.25AC (Tax Parcel No. 21-171)

1024 Erie Road

LOT 1 OF 61 CSM 198 BNG PRT OF SE1/4 NE1/4 SEC 11 T23N R21E
(Tax Parcel No. 21-171-4)

1038 Erie Road

S 117 FT OF ELY 200 FT OF S E 1/4 NE 1/4 S11 T23N R21E .55A
(Tax Parcel No. 21-171-1)

SECTION 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall not take effect until a public hearing is held thereon as provided by Section 13-204, Green Bay Municipal Code, and the adoption and publication of this ordinance.

Dated at Green Bay, Wisconsin, this _____ day of _____, 2017.

APPROVED:

Mayor

ATTEST:

Clerk

Moved by Ald. Zima, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Dorff to advance the ordinance to the third reading. Motion carried.

ORDINANCES - THIRD READING

GENERAL ORDINANCE NO. 18-17

AN ORDINANCE AMENDING SECTION 29.208, GREEN BAY MUNICIPAL CODE, RELATING TO PARKING REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO PARKING zone:

SUSSEX ROAD, west side, from a point 40 feet west of the City corporate limit to Scottwood Drive.

SUSSEX ROAD, east side, from the City corporate limit to Scottwood Drive.

SECTION 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 5th day of December, 2017.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
Clerk

Moved by Ald. Scannell, seconded by Ald. Dorff to adopt the ordinance.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: None. Motion carried.

COMMITTEE OF THE WHOLE

Update with possible action on status of OSGC litigation.

Ald. Zima read the following:

The Council may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

Moved by Ald. Zima, seconded by Ald. Wery to convene in closed session at 8:54 P.M.

Roll call: Ayes: Dorff, DeWane, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, Vander Leest, Sladek. Noes: Nicholson. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Vander Leest to reconvene in open session at 9:07 P.M. Motion carried.

Moved by Ald. DeWane, seconded by Ald. Scannell to proceed as directed. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Steuer to adjourn at 9:07 P.M. Motion carried.

Kris A. Teske
Green Bay City Clerk